

The Court, after careful consideration of petitioner's 28 U.S.C. § 2254 petition for writ of habeas corpus, the respondent's answer, the Report and Recommendation of the Honorable James P. Donohue, United States Magistrate Judge, the governing authorities and the balance of the record, does hereby find and ORDER:

(2) Petitioner's § 2254 petition (Dkt. No. 4) is DENIED and this case DISMISSED with prejudice.

DATED this 25th day of June, 2007.